

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

Case Number:

V.

TOMAS HERMOSILLO MARQUEZ

12-ms-644-TNL

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about September 21, 2012, in Stearns County, in the State and District of Minnesota, the defendant did possess with intent to distribute 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, a controlled substance,

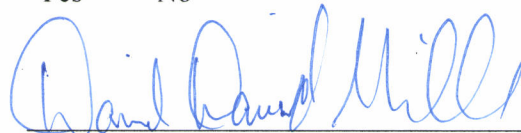
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in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

I further state that I am an Investigator and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No



Signature of Complainant

Daniel David Miller

Central Minnesota Violent Offender Task Force

Sworn to before me, and subscribed in my presence,

September 24, 2012 at

Date

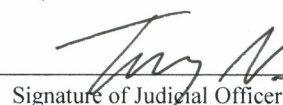
Tony N. Leung

United States Magistrate Judge

Name & Title of Judicial Officer

Saint Paul, Minnesota

City and State



Signature of Judicial Officer

SCANNED

SEP 24 2012

U.S. DISTRICT COURT ST. PAUL

STATE OF MINNESOTA)
) AFFIDAVIT OF DANIEL DAVID MILLER
COUNTY OF RAMSEY)

I, Daniel David Miller, being duly sworn, depose and state as follows:

1. I am an Investigator with the Central Minnesota Violent Offender Task Force. I am an investigator with the Sartell Police and currently assigned to the Central Minnesota Violent Offender Task ("CMVOTF"). I have been a law enforcement officer since 1997. I have received specialized training in investigations concerning drug trafficking and I have participated in numerous drug investigations.

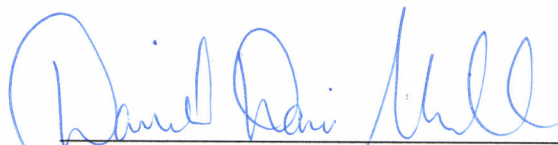
2. This affidavit is submitted in support of a criminal complaint charging Tomas Hermosillo Marquez with possession with intent to distribute 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, a controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A).

3. The facts and information contained in this affidavit are based upon my personal knowledge and the investigation and observations of other officers and agents involved in the investigation. All observations referenced below that were not personally made by me were related to me by the persons who made such observations. This affidavit contains information necessary to support probable cause for this application. It is not intended to include each and every fact and matter observed by me or known to the government.

4. On September 21, 2012, police officers executed an early morning state search warrant at a trailer home in Cold Spring, Minnesota. The trailer home was the residence of Tomas Hermosillo Marquez ("Marquez") and Angelina Ramirez Gonzalez ("Gonzalez"). Upon making entry, the police found Marquez and Gonzalez in bed in the master bedroom of the trailer home. Gonzalez's three small children were also sleeping in the residence. The police found several packages of suspected methamphetamine in the closet of the master bedroom and approximately four ounces of suspected methamphetamine on the floor of the closet that was being dried by a heat lamp. The police also located in the residence a stolen .22 caliber revolver and ammunition, a digital scale with suspected methamphetamine residue, packaging materials, over \$4,000 in cash, three 16-ounce containers of MSM and four ounces of inositol (common cutting agents for methamphetamine), and indicia of occupancy concerning Marquez and Gonzalez. The suspected drugs field-tested positive for the presence of methamphetamine and weighed a total of approximately 900 grams.

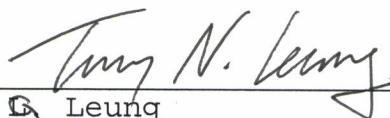
5. Based on the foregoing, there is probable cause to believe that Tomas Hermosillo Marquez knowingly and intentionally possessed with intent to distribute 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, a

controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and 841(a)(1)(A).



Daniel David Miller
Investigator, CMVOTF

Sworn and subscribed to before me
this 24 day of September, 2012.



Tony N. Leung
United States Magistrate Judge

